

**UNITED STATES DISTRICT COURT**  
EASTERN DISTRICT OF CALIFORNIA

SHIRLEY TOMASELLO,

Plaintiff,

v.

COMMISSIONER OF SOCIAL SECURITY,

Defendant.

Case No. 1:25-cv-00334-BAM

ORDER REQUIRING PLAINTIFF TO FILE  
LONG FORM APPLICATION TO PROCEED  
IN FORMA PAUPERIS

(Doc. 2)

TWENTY-ONE DAY DEADLINE

On March 19, 2025, Plaintiff Shirley Tomasello (“Plaintiff”), proceeding pro se, filed this action seeking judicial review of a final decision of the Commissioner of the Social Security Administration. (Doc. 1.) Plaintiff did not pay the filing fee and instead filed an application to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (Doc. 2). However, Plaintiff’s application is insufficient for the Court to determine if Plaintiff is entitled to proceed without prepayment of fees in this action.

Plaintiff reports that she is unemployed but checked that she received income from “other sources” and wrote that she received income from “significant other Dwayne Martin. Retired.” (Doc. 2.) While the application states “describe below or on separate pages each source of money and state the amount that you received and what you expect to receive in the future,”

1 Plaintiff does not identify the amount she receives or expects to receive in the future. (*Id.* at 2.)

2 Having considered the application, the Court requires additional information to  
3 determine if Plaintiff is entitled to proceed *in forma pauperis* in this action. Accordingly, the  
4 Court will order Plaintiff to complete and file an Application to Proceed in District Court  
5 Without Prepaying Fees or Costs (Long Form) – AO 239. If Plaintiff is unwilling to complete  
6 and submit the long form application, Plaintiff must pay the filing fee in full.

7 Based upon the foregoing, it is HEREBY ORDERED that:

- 8 1. The Clerk of the Court is directed to forward an Application to Proceed in District  
9 Court Without Prepaying Fees or Costs (Long Form) – AO 239 to Plaintiff;
- 10 2. Within **twenty-one (21) days** of the date of this order, Plaintiff shall either (1)  
11 pay the \$405.00 filing fee for this action, or (2) complete and file the enclosed  
12 Application to Proceed in District Court Without Prepaying Fees or Costs (Long  
13 Form) – AO 239; and
- 14 3. If Plaintiff fails to comply with this order, then the Court may recommend  
15 dismissal of this action.

16  
17 IT IS SO ORDERED.

18 Dated: March 22, 2025

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE